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*Initial -
telephone***Fax Cover Sheet***Writer's Direct Dial
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rlg@cll.com***Our Ref:** 23616.03**To:** Examiner Jagdish Patel
U.S. Patent and Trademark Office**Fax No:** 703-746-5563
Tel No: 703-308-7837**From:** R. Lewis Gable**Date:** January 30, 2002**No Confirmation Copy****No. of Pages (Incl. Cover):** 12

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Message: Re: Serial No. 09/488,107
Office Action dated October 19, 2001
METHOD AND APPARATUS FOR OFFERING FOR SALE
COLLECTIBLES ON PRIMARY AND SECONDARY
MARKETS
Our Ref.: 23616.01

As we discussed today, I am enclosing a proposed Amendment, which can be the basis for a telephone interview. Note that the first page of the enclosed Amendment is clearly marked that this is a "Proposed Amendment" and is not intended to be our final, filed response.

When you receive this fax, please call me (212-790-9228) to set up a telephone interview.

R. Lewis Gable

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23616.01

Applicant or Patentee: Warren E. Friss, et al.

Serial No. or Patent No. 09/488,107

Filed or Issued: January 20, 2000

Art Unit: 2768

Examiner: Jagdish Patel

Title: "METHOD AND APPARATUS FOR OFFERING FOR SALE
COLLECTIBLES ON PRIMARY AND SECONDARY MARKETS"

Assistant Commissioner for Patents
Washington, D.C. 20231

January 3, 2002

PROPOSED AMENDMENT

In response to the Office Action dated October 19, 2001, please amend the above identified application as follows:

In the Claims:

Cancel claims 39, 40, 42 and 53.

Please amend without prejudice as follows:

✓ 33. (Amended) A method of managing an initial offering of collectibles for sale, said method carried out on a programmed computer to effect the following steps:

- a) communicating an initial offering for sale to potential purchasers of a predetermined number of the collectibles;
- b) receiving orders from the ordering potential purchasers, each order indicating the numbers of collectibles ordered by its purchaser; [and]
- c) summing the ordered collectibles from the received orders to provide a total number of ordered collectibles; and